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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR-05-00349-VRW
Plaintiff,)	
v.)	PROPOSED ORDER EXCLUDING
)	TIME UNDER THE SPEEDY TRIAL ACT
JOHN KAROW, JR.,)	
Defendant.)	
)	

This matter came on the calendar of the Honorable Vaughn R. Walker on August 2, 2005.
At the parties' request, the Court continued the matter until August 30, 2005 at 10:30 a.m.

The parties requested an exclusion of time under the Speedy Trial Act from August 2 through August 30, 2005 based upon the need for effective preparation of counsel. The government has provided initial discovery to the defense. The remaining discovery consists of protected images which must be produced pursuant to a protective order. The parties are in the process of finalizing a protective order and will submit a final protective order to the duty Magistrate Judge as soon as possible. The protected discovery is voluminous and will take significant time for counsel to review. Therefore, the parties are requesting an exclusion of time.

ORDER EXCLUDING TIME
No. CR-05-00349-VRW

The parties agree that the time from August 2 through August 30, 2005 should be excluded in computing the time within which trial shall commence. See 18 U.S.C. § 3161(h)(8)(A) and (B)(iv).

Accordingly, the Court HEREBY ORDERS that the time from August 2 through August 30, 2005, is excluded under the Speedy Trial Act, 18 U.S.C. § 3161. The Court finds that the failure to grant the requested exclusion would deny the defendant reasonable time necessary for effective preparation, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv). The Court finds that the ends of justice served by granting the requested exclusion outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. See 18 U.S.C. § 3161(h)(8)(A). The Court therefore concludes that this exclusion of time should be made under 18 U.S.C. § 3161(h)(8)(A).
SO ORDERED.

DATED August 16, 2005

/s/ Vaughn R. Walker
HONORABLE VAUGHN R. WALKER
CHIEF UNITED STATES DISTRICT JUDGE

Approved as to form:

/s/ Joshua Lerner
Nanci Clarence, ESQ. or
Joshua Lerner, ESQ.
Attorneys for Defendant

/s/ Monica Fernandez
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